

Mullarkey
10/760,094

REMARKS

The undersigned requests a personal interview with the Examiner in charge of this application.

The drawings were objected to because the side view of the invention as shown in Fig. 5 does not match the other figures. Fig. 5 is a schematic illustration of a side view of the invention, giving a generalized view of how the preferred embodiment appears from the side. It is believed that it is unnecessary to show all of the details of the hinged arrangement since such arrangements are well known in the art, as for example, in the art cited by the Examiner. Applicant is not claiming any specific hinge structure other than the use of a knob to rotate the light module with respect to the clip. In view of the foregoing, reconsideration of the objection is requested. If the objection is repeated, it is proposed to cancel Fig. 5 altogether and renumber Figs. 6-7 as 5-6. The Examiner should indicate whether such a change would meet the terms of the objection.

Claims 1-10 were rejected as being indefinite on the grounds that "it is not clear how the device provides an angular adjustment with the structural arrangement as shown in the figures". As pointed out above, applicant is not claiming the details of the hinge structure, and, as illustrated in the art cited by the Examiner, such hinge arrangements are well known in the art and further elaboration should not be necessary for a full understanding by one skilled in the art. Withdrawal of this ground of rejection is requested.

The present invention has to do with the combination of the cap, the light module mountable on the cap with means to align the collimated light with a golf ball, and in combination with the golf ball and golf club.

Claims 1-4 were rejected as being anticipated by each of Lee and Cooper.

Claims 5-10 were rejected as being unpatentable over Cooper in view of Brown et al.

Claims 5-9 were rejected as being unpatentable over Lee in view of Sekine et al.

Mullarkey
10/760,094

Lee discloses apparatus for mounting a laser module on the beak of a cap. The laser module can be adjusted to direct a beam of light at an object. There is no suggestion of using such an arrangement for golf training.

Cooper has a headlight for universal mounting, in one embodiment shown mounted on the beak of a cap. There is no mention here either of using the arrangement as part of the training of a golfer.

Both Lee and Cooper clearly show that such hinge arrangements are well known in the art and need not be disclosed in detail in a patent application as long as the details of the hinge arrangement are not being claimed as part of the invention.

Brown has a flashlight and was cited for a source of collimated light.

Sekine was also cited for a source of collimated light.

In view of the excellent art cited by the Examiner, claim 1 has been amended to recite the combination of a training aid, a brim of a hat, a golf club, and a golf ball about to be struck. This basic combination appears to be lacking in the art of record, as described above. Depending claims 7 and 8 have been canceled, and the remaining depending claims which add details ought to be allowed with parent claim 1.

A new method claim 11 has been added, directed toward the steps of training a golfer to align eyes, a golf club and a stationary ball upon impact, as clearly described in page 21 of the specification. As pointed out above, there is nothing in the art of record which would suggest such a method. Since the steps of the method closely parallel the structure called for in claim 1 it is believed that the same search would cover both the method and the apparatus so that the method claim should be examined in this application.


In view of the foregoing, it is believed that the claims now in the case clearly distinguish over the art of record and should be allowed.

A conscientious effort has been made to place this application in condition for immediate allowance. The Examiner is requested to call the undersigned or Mr. Kroll if further changes are required to obtain allowance of the application.

Mullarkey
10/760,094

A favorable action is solicited.

Respectfully submitted,


LEONARD BELKIN
Reg. No. 18,063
Tel 301-254-8549
for
Michael I. Kroll
Reg. No. 26,755
171 Stillwell Lane
Syosset, NY 11791
Tel 516-367-7777

Dated: March 3, 2005

CERTIFICATE OF FAXING

I hereby certify that this correspondence is being facsimile transmitted to the U. S.
Patent and Trademark Office, telephone number 703-872-9306 on March 3, 2005.


Leonard Belkin